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JUN 26 2006

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FACSIMILE

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TO: Commissioner for Patents COMPANY: United States Patent & Trademark Office

FAX: 571-273-8300 PAGES: 14 (including cover)

PHONE: DATE: June 26, 2006

RE: U.S. Application Serial No. 10/789,296 ATTORNEY  
DOCKET/REF. NO. R122 1020.2

ACCOUNTING NO. 51939.0004.8

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

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Please call the following number if the message you receive is incomplete or not legible: 404-879-2412

In re Application of: Otterlee, Timothy A.

OFFICIAL

Serial No.: 10/789,296

Filed: 02/27/2004

For: SHOPPING CART

Attached in connection with the above-identified patent application are the following:

- (1) Transmittal Form;
- (2) Fee Transmittal; and
- (3) Response to Office Action and Amendment Pursuant to 37 C.F.R. §1.111

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WCSR 2512649v1

JUN 26 2006

PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0851-0031


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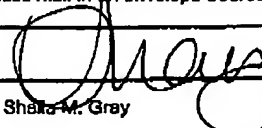
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/789,296	
	Filing Date	02/27/04	
	First Named Inventor	OTTERLEE, Timothy A.	
	Art Unit	3618	
	Examiner Name	Vanaman, Frank Bennett	
Total Number of Pages in This Submission	13	Attorney Docket Number	R122 1020.2

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Womble Carlyle Sandridge & Rice, PLLC		
Signature			
Printed name	Dana E. Slano		
Date	June 26, 2006	Reg. No.	50,750

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Sheila M. Gray	Date	June 26, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (12-04v2)

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). <b>FEE TRANSMITTAL</b> <b>For FY 2005</b>		<b>Complete If Known</b> Application Number <b>10/789,296</b> Filing Date <b>02/27/04</b> First Named Inventor <b>OTTERLEE, Timothy A.</b> Examiner Name <b>Vanaman, Frank Bennett</b> Art Unit <b>3618</b> Attorney Docket No. <b>R122 1020.2</b>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27			
TOTAL AMOUNT OF PAYMENT (\$) <b>\$0.00</b>			

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: **09-0528** Deposit Account Name: **Womble Carlyle et al.**

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## FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES		FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
Application Type	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)		
Utility	300	150	500	250	200	100		
Design	200	100	100	50	130	65		
Plant	200	100	300	150	160	80		
Reissue	300	150	500	250	600	300		
Provisional	200	100	0	0	0	0		

2. EXCESS CLAIM FEES		Small Entity	
Fee Description	Fee (\$)	Fee (\$)	
Each claim over 20 (including Reissues)	50	25	
Each independent claim over 3 (including Reissues)	200	100	
Multiple dependent claims	360	180	
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
37 - 37 or HP = 0	0	0	
HP = Highest number of total claims paid for, if greater than 20.			
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>	<b>Fee Paid (\$)</b>
4 - 4 or HP = 0	0	0	
HP = Highest number of Independent claims paid for, if greater than 3.			

3. APPLICATION SIZE FEE		Number of each additional 50 or fraction thereof		Fee (\$)		Fee Paid (\$)	
Total Sheets	Extra Sheets						
_____	_____	_____	_____	_____	_____	_____	_____
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____							

4. OTHER FEE(S)		Fee Paid (\$)	
Non-English Specification,	\$130 fee (no small entity discount)		
Other (e.g., late filing surcharge):			

SUBMITTED BY		Registration No.	Telephone (404) 879-2437
Signature	<i>Dana E. Stano</i>	(Attorney/Agent) 50,750	
Name (Print/Type)	Dana E. Stano		Date June 26, 2008

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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JUN 26 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	Examiner:	Vanaman, Frank Bennett
Otterlee, Timothy A.	)	Art Unit:	3618
Serial No.: 10/789,296	)	Conf. No.:	7621
Filed: February 27, 2004	)		
For: SHOPPING CART	)		

**RESPONSE TO OFFICE ACTION AND**  
**AMENDMENT PURSUANT TO 37 C.F.R. § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office Action mailed April 7, 2006, Applicant respectfully requests that the following amendments be entered. Reconsideration is requested in view of the following amendments and the remarks below.

Amendments to the specification begin on page 2 of this paper.

Amendments to the claims begin on page 3 of this paper.

Remarks begin on page 9 of this paper.

Conclusion is on page 11 of this paper.

**CERTIFICATE OF FACSIMILE**

I hereby certify that this correspondence is being sent via facsimile to the U.S. Patent and Trademark Office at facsimile number 571-273-8300 on the date shown below.

**June 26, 2006**  
Date

  
Sheila M. Gray